

Case 3:97-cr-00044-HRH
U.S. Department of Justice
United States Marshals Service

Document 28 Filed 12/11/2006 Page 1 of 5

PROCESS RECEIPT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF UNITED STATES OF AMERICA	COURT CASE NUMBER 3: 97- CR- 0044 (HRH)
DEFENDANT PETER D. GERMAIN	TYPE OF PROCESS WRIT OF GARNISHMENT
SERVE ➔ AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN State of Alaska, Department of Revenue, Enforcement Division
ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 1016 W. 6th Ave., Ste. 100, Anchorage, AK 99501 Attn: Public Service Dept.	

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW: Richard L. Pomeroy Assistant U.S. Attorney 222 W. 7th Ave., Rm 253, #9 Anchorage, AK 99513-7567	Number of process to be served with this Form - 285 DEC 06 2006 1 CLERK, U.S. DISTRICT COURT ANCHORAGE, ALASKA Number of parties to be served in this case Check for service on U.S.A.
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SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):
Fold

Please serve writ to attach debtor's Alaska Permanent Fund Dividend.
Do not prepare additional USMS Notice of Levy for this writ package.

Signature of Attorney or other Originator requesting service on behalf of: for Richard L. Pomeroy, A.U.S.A.	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER (907) 271-5071	DATE 5-23-06
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process 1	District of Origin No. 6	District to Serve No. 4	Signature of Authorized USMS Deputy or Clerk AMIS	Date 5-25-06
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)	<input checked="" type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service 6/5/06 Time 10:20 am
	Signature of U.S. Marshal or Deputy [Signature]

Service Fee 45	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund
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REMARKS:

Received check for \$1104.96
Holding Original Writ

PRIOR EDITIONS
MAY BE USED

1. CLERK OF THE COURT

FORM USM-285 (Rev. 12/15/80)

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA

Plaintiff,

vs.

PETER D. GERMAIN,

Case No. 3:97-CR-044

U.S. MARSHALS RETURN ON WRIT OF EXECUTION

I, Randy M. Johnson, United States Marshal for the District of Alaska, do hereby certify and return that a copy of this writ was served on the State of Alaska Permanent Fund Dividend office on **June 5, 2006**, by Deputy U.S. Marshal **Doug Zielinski** and that on **December 4, 2006** this office did receive a State of Alaska Treasury Warrant Check No. **57672584** made payable to the Clerk of Court in the amount of **\$1,104.96**.

I hereby return said check to the U.S. District Court **partially** satisfying this Writ of Execution, dated this 6 day of **December, 2006** at Anchorage, Alaska.

RANDY M. JOHNSON
United States Marshal
District of Alaska

By:


Deputy U.S. Marshal

1099-MISC

Case Id: 397CR44HRH

Applicant's Name:

GERMAIN, PETER D

Payer's Name: State of Alaska

Federal Identification Number: 92-6001185

Warrant Issue Date: 11/14/2006

Warrant Amount \$1104.96

CLERK OF COURT
222 W 7TH AVE #28
ANCHORAGE AK 99513

PFD ALN: 06558173

Funding for PFD dividends comes from:

• Permanent Fund earnings:	
Constitutional dedication of funds	\$400.13
Legislative action:	
Statutory inflation proofing	434.42
Special legislative appropriations	308.67
• Reimbursements to the Dividend Fund	0.09
• Unexpended prior year Dividend Funds	12.93

Total Gross Dividend \$1156.24

The Total Gross Dividend has been reduced for:

• Medical and Public Assistance hold harmless provisions of AS 43.23.075	-21.39
• Legislative appropriation of convicted and incarcerated felon and misdemeanor dividends	-13.95
• Dividend program administrative costs	-11.13
• Prior year dividend obligations	-2.81

Net Dividend \$1106.96

An individual is not eligible for a dividend when, during all or part of the calendar year immediately preceding that dividend year, the individual was:

- sentenced as a result of a felony conviction,
- incarcerated as a result of a felony conviction, or
- incarcerated as a result of a misdemeanor if the individual was convicted of a prior felony, or two or more prior misdemeanors.

Total funds that would have been paid as 2005 dividends to individuals not eligible under this provision were \$8,406,009.

The legislative purpose for making these individuals not eligible to receive a dividend is to:

- obtain reimbursement for some of the costs imposed on the state criminal system relating to incarceration or probation; and
- provide funds for services for and payments to crime victims, and for grants for the operation of domestic violence and sexual assault programs.

Total funds appropriated for FY 2007 under this purpose are:

• Department of Corrections	\$4,552,400
• Council on Domestic Violence and Sexual Assault	2,777,500
• Violent Crimes Compensation Board	782,400
• Office of Victims' Rights	293,700

Total appropriations \$8,406,000

Dividend Information Offices - Anchorage (907) 269-0370 / Fairbanks (907) 451-2820 / Juneau (907) 465-2326 / Inside Alaska 1-800-733-8813

NOTICE OF LEVY ON ALASKA PERMANENT FUND DIVIDEND BY A COURT WRIT

To: State of Alaska
Department of Revenue
Permanent Fund Dividend Division

From: United States Marshals
222 W. 7th Avenue, #28
Anchorage, AK 99513-7504
Phone (907) 271-5154

- For PFD Division Use Only -

~~PFD Server Code~~

Location _____

Priority _____

____ Check here if you are adding or correcting information from a previously submitted notice of levy. Date of previous notice _____.
Highlight information being corrected or added.

U.S. DISTRICT COURT CASE NUMBER: 3:97-CR-00044 (HRH)
Criminal Fine or Restitution (100% of PFD attachable)

YOU ARE HEREBY NOTIFIED that all funds in your possession or under your control belonging to the person identified below, not exceeding the Total Due listed below, is hereby levied upon by the attached writ.

Judgment Debtor Name: PETER D. GERMAIN

AKA or Alias: _____

Social Security Number:

Date of Birth:


Amount of Writ \$44,732.89

Service Fee \$

Interest to October 15 \$

Total Due \$44,732.89

Service Agent

Signature 	Date 6/5/06
Printed Name Doug Zielinski	Title DUSM

Funds seized under this Notice of Levy will be forwarded to the Clerk of Court that issued the writ.

**UNITED STATES
DISTRICT COURT**

District of Alaska
Anchorage Division

**# 00129477 - PS
December 6, 2006.**

Code	Case #	Qty	Amount
604700-R	97-44		1,104.96 CK
TOTAL→			1,104.96

FROM: STATE OF ALASKA RE: PFD
FOR PETER D. GERMAIN
3:97-CR-00044 HRH